

RECORD OF THE COUNCIL OF THE CITY OF SAINT CHARLES, MISSOURI
April 12, 2011

The City Council convened in Special Session on Tuesday, April 12, 2011, at 7:03 P.M. in the Council Chambers on the fourth floor of City Hall, 200 North Second Street, with President of the Council Michael Klinghammer presiding, and the Honorable Mayor Patricia M. York and Members of the Council present as follows: Dave Beckering, Laurie Feldman, Bob Kneemiller, Larry Muench, Bridget Ohmes, Jerry Reese, Ron Stivison and Richard Veit. Absent: Michael Weller. City Clerk, Laura L. Whitehead, was present and performed the duties of that office. File #47527

AWARDS/PROCLAMATIONS/PRESENTATIONS

Proclamation Proclaiming April 28, 2011, as Denim Day in the City of St. Charles in Conjunction with Sexual Assault Awareness Month (April, 2011)

The Honorable Mayor Patricia M. York read a proclamation recognizing April 28, 2011, as Denim Day. Elizabeth Kincaid and Dawn Jonas accepted the Proclamation.

Proclamation Declaring May 6, 2011, as "Public Works Day" in the City of St. Charles, Missouri

The Honorable Mayor Patricia M. York read a Proclamation declaring May 6, 2011, as Public Works Day; and introduced Public Works Department Employees present, as follows: Debra Aylsworth, Kevin Corwin, Denny Boswell, Doug Wood, Karen Locke, Jim Swinney, Ellison Graham, Ray Stephens, Joe Radtke, and Bear A Cade.

Recess and Reconvene

At 7:12 p.m., a motion was made by DAVE BECKERING to recess the Special City Council Meeting; and reconvene into the Council Work Session. RICHARD VEIT seconded the motion. All voted in favor, motion passed. The Special City Council Meeting reconvened at 8:03 p.m., with the President of the Council Michael Klinghammer, presiding, and the Honorable Mayor Patricia M. York and Members of the Council present as follows: Dave Beckering, Laurie Feldman, Bob Kneemiller, Larry Muench, Bridget Ohmes, Jerry Reese, Ron Stivison, and Richard Veit. Absent: Michael Weller.

PUBLIC HEARING/ADMINISTRATIVE HEARING

The President of the Council Michael Klinghammer announced that the following Public Hearing would now be held. At the conclusion of the hearing, the Special Session continued with the order of business:

Public Hearing Regarding Phase Two-A Improvements and Proposed Assessments in Conjunction with the Streets of St. Charles at Noah's Ark Neighborhood Improvement District (*Council Bill 10465*)

RESOLUTIONS

A Resolution in Opposition to the Preliminary Flood Insurance Rate Map Dated September 20, 2010 (*Sponsors: All members of the City Council*)

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<i>Passed</i>	“Aye”:	Feldman, Klinghammer, Kneemiller, Muench, Ohmes, Reese, Stivison, Veit, Beckering
	“Nay”:	None
	Absent:	Weller

Approved by the Honorable Mayor on April 12, 2011, and is known as **Resolution 11-10**

6. BILLS FOR FINAL PASSAGE

Bill 10460 (*Held*)

An Ordinance Amending Ordinance Number 10-289 by Amending Certain Revenue, Expenditure, and Fund Balance Accounts for the Budget for the Fiscal Year 2011 (Budget Amendment #2) (*Sponsor: Michael Klinghammer*)

Council President Michael Klinghammer requested to hold Council Bill 10460.

Bill 10464

An Ordinance Amending the Development Plan and Regulating Plan for the Plaza at Noah's Ark Project (Streets of St. Charles) at 1500 South Fifth Street (*Sponsor: Laurie Feldman*)

Passed “Aye”: Klinghammer, Kneemiller, Muench, Ohmes, Reese,
Stivison, Veit, Beckering and Feldman
“Nay”: None
Absent: Weller

Approved by the Honorable Mayor on April 18, 2011, and is known as **Ordinance 11-67**

Bill 10465

An Ordinance Ordering that Certain Improvements Within the Streets of St. Charles at Noah's Ark Neighborhood Improvement District of the City Be Made; and Directing that Financing for the Costs Thereof Be Obtained, All Pursuant To the Neighborhood Improvement District Act (*Sponsors: Laurie Feldman and Bob Kneemiller*)

Passed “Aye”: Klinghammer, Kneemiller, Muench, Ohmes, Reese,
 Stivison, Veit, Beckering and Feldman
 “Nay”: None
 Absent: Weller

Approved by the Honorable Mayor on April 18, 2011, and is known as **Ordinance 11-68**

BILLS FOR INTRODUCTION

The following Council Bills were introduced:

Bill 10470

An Ordinance Amending Section 115.07 of the Code of Ordinances Pertaining to the Possession or Purchase of Intoxicating Liquor by Persons Under the Age of 21 to Provide for Violation by a Visibly Intoxicated Condition or Blood Alcohol Content (*Sponsor: Michael Klinghammer*)

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Bill 10471

An Ordinance Repealing Sections 33.040 and 33.041 of the Code of Ordinances Pertaining to the Audit Committee and Enacting One New Section to be Known as Section 33.040 Pertaining to the Audit Committee (*Sponsor: Michael Klinghammer*)

Bill 10472

An Ordinance Authorizing a Cooperation Agreement By and Between the City of St. Charles and The Foundry Art Centre for Providing Funding for a Development Manager in an Amount Not to Exceed \$65,000.00 (*Sponsors: Laurie Feldman and Michael Klinghammer*)

Councilmember Laurie Feldman and Council President Michael Klinghammer requested that their names be listed as sponsors. Councilmember Jerry Reese requested his name be removed as sponsor.

Bill 10473

An Ordinance Amending Chapter 135 of the Code of Ordinances by Enacting a New Section to be known as Section 135.25 Prohibiting the Possession, Distribution or Delivery of Products Containing 3,4-Methylenedioxypseudoephedrine (MDPV), Methylenedioxypseudoephedrine, 4-methoxymethcathinone, 4-Fluoromethcathinone, and 3-Fluoromethcathinone ("Bath Salts"); Providing for a Penalty; and an Effective Date (*Sponsor: Bob Kneemiller*)

Bill 10474

An Ordinance Authorizing an Amendment to the Contract with St. Charles County for Use of St. Charles County Transportation Sales Tax Funds for Improvements to New Town Boulevard (*Sponsor: Michael Klinghammer*)

Bill 10475

An Ordinance Finding and Declaring the Acquisition of Certain Land and Real Property Interests for the Elm Street Widening Project is Declared Necessary for Municipal Purposes and Authorizing Acquisition of Said Land and Real Property Interests (*Sponsor: Michael Klinghammer*)

CLOSED SESSION

A roll call vote was taken to adjourn into closed session relative to legal actions, causes of action, or litigation (RSMo 610.021.1); leasing, purchase or sale of real estate where public knowledge of the transaction might adversely affect the legal consideration therefor (RSMo 610.021.2); hiring, firing, disciplining or promoting of particular employees when information relating to the performance or merit of individual employees is discussed or recorded (RSMo 610.021.3); and sealed proposals and related documents or any documents related to a negotiated contract (RSMo 610.021.12); with the following results: "Aye": Kneemiller,

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Muench, Ohmes, Reese, Stivison, Veit, Beckering, Feldman, and Klinghammer. "Nay":
None. Absent. Weller. Motion passed.

The Open Portion of the Special Council Meeting was adjourned at 8:30 p.m.

Date Approved

City Clerk

Michael Klinghammer, Presiding Officer